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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL JURISDICTION

SUIT No. 771 OF 2004

Sukhnndan Vasdev Jain

Plaintiff

Vs.

Sandeep Premkumar Jain & Ors.

Defendants

Mr. Siddharth Kanakia a/w Ms. Rashmi
Mangwani, advocate i/b. M/s. Hariani & Co.
for the plaintiffs.

Ms. Jyoti Shah & Co. for defendant Nos. 1
and 2.

CORAM : S.J. VAZIFDAR, J.

DATE : AUGUST 28, 2007.

PC

. The defendant Nos. 3 to 11 are
permitted to be dropped. The suit is disposed
off in terms of minutes of the order as under-

1. The counsel for the Defendants upon
instructions of his clients who is present in
Court waive service of summons to answer
plaint.

2. On the application made by the counsel
for the plaintiff, defendant Nos. 3 to 11 are
deleted as party Defendants from the suit.

3. The counsel for the plaintiffs and the defendant Nos. 1 and 2 tender consent terms in suit duly signed by the plaintiffs and the defendant Nos. 1 and 2.

4. The Consent Terms signed by the plaintiff and defendant Nos. 1 and 2 and their respective advocates, is taken on record and marked "X" for identification.

4A. Interim injunction dated 15th March 2004 passed in Notice of Motion No. 790 of 2004 is hereby vacated as termed in the consent term.

5. By consent there shall be a order in suit in terms of the Consent terms marked "X".

6. The undertakings given by the plaintiffs and defendant Nos. 1 and 2 as recorded in the Consent Terms are accepted.

7. The Prothonotary and Senior Master to refund court fees paid by the Plaintiffs in suit as per rules.

8. That all parties including the learned

Prothonotary and Senior Master of this Court to
act on the authenticated copy of the order
together with Minutes of the Consent Terms as
certified true by the Associate of the Court.

9. The certified copy of the minutes of
order together with Consent Terms and drawn up
decree are expedited.

10. There shall be no order as to costs.